

Message Text

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PAGE 01 STRASB 00228 170915Z
ACTION EUR-12

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FM AMCONSUL STRASBOURG
TO SECSTATE WASHDC 0967

UNCLAS STRASBOURG 228

E.O.11652: N/A
TAGS: PFOR, COE.
SUBJECT: DRAFT ADMINISTRATIVE ASSISTANCE TREATIES

REF: STATE 286167

THERE ARE TWO DRAFT ADMINISTRATIVE TREATIES BEING PREPARED
WITHIN THE COUNCIL.

THE FIRST, A "DRAFT EUROPEAN CONVENTION ON THE SERVICE ABROAD
OF DOCUMENTS RELATING TO ADMINISTRATIVE MATTERS " HAS BEEN
SUBMITTED TO AND APPROVED BY THE COMMITTEE ON LEGAL COOPERATION
(CCJ). TREATY NEXT WILL BE CONSIDERED BY THE MINISTERS'
DEPUTIES, POSSIBLY IN MARCH, AND IF APPROVED AT THAT LEVEL
WILL BE SUBMITTED TO GOVERNMENTS FOR THEIR CONSIDERATION.
THIS WILL TAKE CONSIDERABLE TIME BECAUSE ADMINISTRATIVE PRACTICE
AND LAW VARIES GREATLY AMONG MEMBER STATES, AND GOVERNMENTS ARE
EXPECTED TO GIVE CAREFUL CONSIDERATION TO ALL ITS PROVISIONS.
TREATY WILL THEN RETURN TO COMMITTEE OF MINISTERS FOR WORKING
OUT OF FINAL DETAILS AND MAY BE OPENED FOR SIGNATURE POSSIBLY
BY END OF 1977.

SECOND CONVENTION WHICH IS ENTITLED "DRAFT EUROPEAN CONVENTION
ON THE OBTAINING ABROAD OF INFORMATION AND EVIDENCE IN ADMINIS-
TRATIVE MATTERS", WILL BE CONSIDERED BY CCJ AT ITS MARCH
MEETING. IT WILL THEN FOLLOW SAME PROCESS DESCRIBED ABOVE,
AND IF FINALLY APPROVED WILL BE OPENED FOR SIGNATURE POSSIBLY
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PAGE 02 STRASB 00228 170915Z

IN 1978.

BOTH CONVENTIONS CONTAIN PROVISIONS THAT COMMITTEE OF MINISTERS
MAY INVITE NON-MEMBER STATES TO ACCEDE TO TREATY AFTER ITS ENTRY
INTO FORCE. TREATY WOULD COME INTO FORCE THREE MONTHS AFTER
DATE OF DEPOSIT OF THREE INSTRUMENTS OF RATIFICATION. STATES

MOST INTERESTED IN PUSHING TREATY APPEAR TO BE THOSE WITH
SEPARATE JUDICIAL SYSTEM FOR ADMINISTRATIVE MATTERS. ACCORDING
TO COUNCIL SOURCES THESE ARE FRANCE, LUXEMBOURG, BELGIUM, HOLLAND
AND ITALY.

TEXT OF TREATIES AND EXPLANATORY NOTE SENT BY AIRGRAM TO
DEPARTMENT (EUR/RPE). DOCUMENT SHOULD BE CLOSELY HELD SINCE
IT IS A COUNCIL OF EUROPE WORKING PAPER.ROMINE

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Message Attributes

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